

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

THOMAS WILLIAM SINCLAIR RICHEY,

Petitioner,

V.

STEVE SINCLAIR,

Respondent.

Case No. C09-5164RJB-KLS

ORDER TRANSFERRING SECOND OR SUCCESSIVE PETITION

The Court, having reviewed the Report and Recommendation and the remaining record, hereby finds and ORDERS:

- (1) the Magistrate Judge's Report and Recommendation is approved and adopted;
- (2) the petition (Dkt. #1) is TRANSFERRED to the Ninth Circuit as a second or successive petition.
- (3) the Clerk is directed to enter this Order and send copies to petitioner, any other party that has appeared in this action, and the Hon. Karen L. Strombom.
- (4) the Clerk is further directed to administratively close this file.

DATED this 13th day of July, 2009.

Robert F. Brown

Robert J. Bryan
United States District Judge